

deliver on demand all the property and money of the decedent in his hands, except as before excepted, to the person obtaining such letters; and in case of the collector's evading such demands, or refusing or neglecting to deliver according to such demand, made at a reasonable time and place, either the court may proceed against him by attachment and impose a fine not exceeding ten per cent. on the amount of property in his hands, or his bond may be sued by the executor or administrator.

Administration Durante Minoritate.

1904, art. 93, sec. 66. 1888, art. 93, sec. 67. 1860, art. 93, sec. 67. 1798, ch. 101, sub-ch. 3, sec. 20.

67. Administration *durante minoritate* of an executor may be granted by the orphans' court of the county wherein letters testamentary should be granted, and such administration shall last until the executor shall attain to the age of eighteen years.

Administration Pendente Lite.

Ibid. sec. 67. 1888, art. 93, sec. 68. 1860, art. 93, sec. 68. 1810, ch. 34, sec. 6. 1894, ch. 107.

68. In all cases where the validity of a will is or shall be contested, letters of administration pending such contest may, in the discretion of the orphans' court, be granted to the person named executor or to the person to whom the largest portion of the personal estate may be bequeathed in such contested will, or to the person who would be entitled to letters of administration by law, as in cases of intestacy.

This section has no application if the will has been probated and letters testamentary granted although a caveat is subsequently filed. *Munnikhuysen v. Magraw*, 35 Md. 290; *Grill v. O'Dell*, 111 Md. 66; *Pacy v. Cosgrove*, 113 Md. 320.

Letters *pendente lite* are only granted in case of a contest over a will. Where such contest has been settled and until it is reopened, such letters are properly refused. *Munnikhuysen v. Magraw*, 57 Md. 195.

This section and section 69 mean that an administrator *pendente lite* shall remain in office until the issue of letters testamentary or of administration. Reason for administration *pendente lite* and how long it continues. An appointment held to be in substantial conformity with this section. *Harrison v. Clark*, 95 Md. 311. And see *Hanna v. Munn*, 3 Md. 233; *Scofield v. Craddock*, 7 H. & J. 40.

An administrator *pendente lite* is subject to the same general rules as other administrators; he may be required to pay the decedent's debts and must collect and preserve the assets. *Baldwin v. Mitchell*, 86 Md. 380. And see *Ex Parte Worthington*, 54 Md. 359.

An executor appointed administrator *pendente lite* held not to be entitled to additional compensation—see notes to section 6. *Renshaw v. Williams*, 75 Md. 506.

An appointment held to be in conformity with the discretion vested in the court by this section. *McIntire v. Worthington*, 68 Md. 208; *Cain v. Warford*, 3 Md. 462. And see *Estate of Colvin*, 3 Md. Ch. 297.

This section referred to in discussing the limited discretion vested in the orphans' court. *Georgetown College v. Browne*, 34 Md. 458.

Ibid. sec. 68. 1888, art. 93, sec. 69. 1860, art. 93, sec. 69. 1798, ch. 101, sub-ch. 5, sec. 4. 1820, ch. 34, sec. 6.

69. In all cases where administration *durante minoritate*, or *pendente lite* shall be granted, the grant of letters testamentary or of admini-